



ఆంధ్రప్రదేశ్ రాజ పత్రము
THE ANDHRA PRADESH GAZETTE
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PART II EXTRAORDINARY

No.139

AMARAVATI, FRIDAY, JULY 19, 2019

G.315

NOTIFICATIONS BY HEADS OF DEPARTMENTS, Etc.

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**DEPUTY COMMISSIONER OF PROHIBITION AND
EXCISE :: GUNTUR**

Smt. K.PRABHAVATHI, PROH. & EXCISE SUB-INSPECTOR - PROCEEDED ON UN-AUTHORIZED ABSENCE w.e.f., 25.07.2014 - CERTAIN PROPOSALS FOR REMOVAL FROM SERVICE - SHOW CAUSE NOTICE ISSUED - EXPLANATION SUBMITTED - EXPLANATION NOT CONVINCED - REMOVED FROM SERVICE.

- Ref :
1. This Office Rc.No.21/2014/A2 Dt: 19.06.2014.
 2. Leave applications of the individual Dt: 08.07.2014, 01.12.2014, 26.10.2015, 24.03.2016, 10.10.2016, 08.04.2017 & 02.10.2017.
 3. G.O.Ms.No.127 GA (SER.C) Dept, Dt: 15-09-2017.
 4. SCN Issued vide this office Rc.No.281/2014/A2, Dt: 17.10.2017.
 5. Explanation of the individual Dt: 10.11.2017.
 6. Leave extension application of the individual Dt: 16.04.2018.
 7. File No. Rev 04-13023/1/2018/C Sec/COPE. Dt: 08.06.2014 of CF A.P., Vijayawada.

Rc.No.281/2014/A2,- Smt. K. Prabhavathi is DR Proh.& Excise Sub Inspector of 2007 batch is informed that, as per the material available on record, she is un-authorised absent from duty without prior permission since her date of joining in the Proh. & Excise Department.

In the reference 1st cited, she was sanctioned earned leave for a period of (35) days from 20.06.2014 to 24.07.2014 to go to USA on private affairs. On expiry of leave, she did not report for duty. She simply submitting the applications for extension of leave from time to time upto 24.10.2017 vide reference 2nd cited. But in her applications, she did not mention any valid reason and proper justification for extension of her leave, simply stating that, intends to stay for some more time at her husband's place at USA. Thus, the period from 25.07.2014 to date amounts to un-authorized absence.

In the reference 3rd cited, the Government amended the A.P.C.S. (C.C.&A) Rules, 1991 as below :

“After Clause (ix) of Rule 9 of said rules the following shall be incorporated; Provided that a Government Servant shall be deemed to have been removed from service, If he/she:

- a. Is absented from duty without authorization for a period exceeding one year; or
- b. Remains absent from duty for a continuous period exceeding 5 years with or without leave; or
- c. Continues on foreign service beyond the period approved by the State Government.

Provided further that a show cause notice to explain the reasons for such absence from duty or continuation on foreign service shall be given to the Government Servant and his/her reply shall be considered before Invoking the above said proviso”.

In the reference 4th cited, a show cause notice was issued to Smt. K.Prabhavathi, Proh.& Excise Sub Inspector, as to why she should not be removed from service under the aforesaid rule provision for her unauthorized absence from duty for more than (3) years and to submit her explanation within (15) days from the date of receipt of the Show Cause Notice.

In the reference 5th cited, Smt K.Prabhavathi, Proh.& Excise Sub Inspector has submitted her explanation that, she was sanctioned (35) days leave from 20.06.2014 to 24.07.2014 to go to USA on private affairs. After expiry of leave, she intends to join duty, but due to some technical issues and the work situation of her husband at USA, she could not do so and sent for extension of her leave from 25.07.2014 to 24.01.2015. Further informed that, due to her ill health and pregnancy, she has not reported for duty and extended her leave from time to time, but not mentioned the above reasons in her letters, as she felt that it a bit of personal.

She further stated that, she is under the impression that her requests for extension of leave are accepted and granted. No willful disobedience in discharging duties, as the situation prevailed beyond her control, hence requested not to take any action as mentioned in the Show cause notice and requested to treat the extension of leave period from 24.10.2017 to 24.04.2018 as Maternity leave.

In the reference 6th cited, the individual has again submitted leave application for extension of her leave from 25.04.2018 to 24.10.2018, stating that she is nursing her three months old baby, who cannot travel abroad as she did not get passport yet because of the formalities to be completed. But no documents are produced to support her claim.

It has been observed that previously also she is absented herself from duty for Institutional training for (2) times and for her unauthorized absence without prior sanction of leave, she was awarded a minor punishment "withholding One Increment without cumulative effect" and entire absence period of the individual from 16.2.2008 to 15.08.2008, from 30.10.2008 to 30.11.2008 and from 02.05.2009 to 02.02.2011 was treated as dies-non. It is also observed that in her all leave applications she extended her leave on private affairs. Only after issuing SCN, she submitted medical reports/certificates and Informed that, no willful disobedience in discharging duties, as the situations are prevailed beyond her control. Therefore she has violated Rule 9(a) of A.P.C.S(C.C.&A) Rules, 1991 i.e., she is absented *from duty* without authorization for a *period* exceeding one year.

After careful examination of her explanation and material available on record, the explanation is not convincing and it is construed that, she absented from duties without prior sanction of leave and herself absented for duty un-authorisedly.

Under the provisions of Clause (ix) of Rule 9 of A.P.C.S. (C.C.&A) Rules, 1991, Smt. K.Prabhavathi, Proh. & Excise Sub Inspector is hereby imposed punishment of removal from service for her unauthorized absence from duty for more than (4) years. Accordingly, Smt. K.Prabhavathi, Proh. & Excise Sub Inspector is removed from service with Immediate effect for her unauthorized absence from duty for more than (4) years.

P. SREEMANNARAYANA RAO,
Deputy Commissioner,
Prohibition & Excise,
Guntur.

Date: 20-08-2018.

To
Smt. K. Prabhavathi, Prohi.& Excise, Sub-Inspector,
(through the Proh.&Excise Superintendent, Narasaaraopet &
by Post to leave address:
C/o Rajasekhara Yakkanti, 3525 W Peterson Ave,
Suite#310, Chicago, Illinois-60659.

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